

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JOHN TAMBURELLO,	:	
Plaintiff,	:	
	:	
v.	:	Civil No. 5:20-cv-06153-JMG
	:	
CITY OF ALLENTOWN,	:	
Defendant.	:	

ORDER

AND NOW, on this 3rd day of August, 2021, upon consideration of Defendant's Motion to Dismiss and/or Strike Plaintiff's Complaint (ECF No. 5), and Plaintiff's response thereto (ECF No. 6), it is hereby **ORDERED** that the Motion (ECF No. 5) is **GRANTED in part** and **DENIED in part** as follows:

1. Plaintiff's hostile work environment claims (Counts III and IV) are **DISMISSED without prejudice**. Plaintiff may file an amended complaint no later than **August 23, 2021**.
2. Defendant's request to strike paragraphs 16 through 33 of the complaint is **DENIED**.

BY THE COURT:

/s/ John M. Gallagher
JOHN M. GALLAGHER
United States District Court Judge